

Application Number 10/730,480

Art Unit: 3635

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:)	Examiner: Nguyen, Chi Q.
Todd A. Brady)	
)	Art Unit: 3635
Serial No. 10/730,480)	
)	Attorney Docket No.: 00-8-1387
Filed: 11/01/2004)	
)	
Title:)	
Clip Framing System)	
_____)	

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT
DATED 06/08/2006

COMMISSIONER FOR PATENTS
P.O. BOX 1450
Alexandria, VA 22313-1450

Dear Sir/Madam:

In response to the Notice of Non-Compliant Amendment dated June 8, 2006,
Applicant hereby respectfully submits the following remarks:

REMARKS

This application was submitted to the United States Patent and Trademark Office (“Patent Office”) on October 1, 2002 by express mail. However, in November 2003, Applicant was informed from the Examiner Naoko N. Slack that the application filed with the Patent Office was “officially lost.” Regarding the lost application, Applicant contacted OIPE and sent a copy of documents, including the application as filed

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10/01/2002, per OIPE's instruction. Upon receipt and review of the documents, the Patent Office assigned a new serial no. 10/768,284 for the above application.¹ Thereafter, the subject matter claimed in this application was prosecuted under the Serial No. 10/768,284, which is now U.S. Patent No. 6,799,408.

It the Notice of Non-Compliant Amendment dated June 8, 2006 is based on the "officially lost" file, which apparently has now been found by the PTO. Therefore, it is respectfully requested that the Notice of Non-Compliant Amendment be withdrawn because the officially lost application (Serial No. 10/730,480) legally ceased to exist when it was officially replaced with the substitute application (new Serial No. 10/768,284).

Respectfully Submitted,

TROJAN LAW OFFICES
BY

Dated: June 20, 2006

/R. Joseph Trojan/
R. Joseph Trojan (Reg. No. 34,264)

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¹ Ms. Doshie Day at OIPE established the new serial number.